



AF/3738
JW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/427,260 Confirmation No.: 2937
Applicant : Khosravi, et al.
Filing Date : October 25, 1999
Title : STRETCHABLE ANTI-BUCKLING COILED-SHEET STENT
Group Art Unit : 3738
Examiner : B. Pellegrino
Docket No. : 702563.4004
Customer No. : 34313

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the Final Official Action mailed September 29, 2004, finally rejecting claims 29, 30, 55-57 and 59-62.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) **\$ 500.00**

The fee for the request for an oral hearing **\$ 1000.00**

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: **\$ 750.00**.

A check in the amount of the fee is enclosed.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

01/04/2005 EAREGAY1 00000015 150665 09427260

01 FC:2401 250.00 DA
02 FC:2403 500.00 DA

CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 12/29/04

Jalene Floyd
Signature of Person Mailing Document

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The Commissioner is hereby authorized to charge \$750.00 and charge any deficiency in fees which or credit any overpayment, as may be required, to Deposit Account No. 15-0665. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

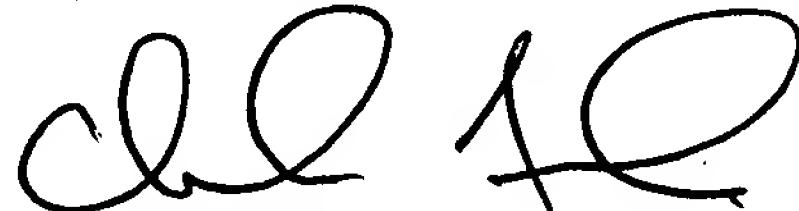
I am the:

Applicant.

Assignee of record of the entire interest.
Certificate under 37 CFR 3.73(b) is enclosed.

Attorney or agent of record.

Respectfully submitted,
ORRICK, HERRINGTON & SUTCLIFFE LLP

By: 
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Dated: December 29, 2004

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